

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : James A. Parker                      Art Unit: : 2144  
Serial No. : 09/915,719                      Examiner: : Maniwang, Joseph R.  
Filing Date : July 25, 2001  
Title : Electronic Mail File Access System

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**REQUEST FOR REFUND**

Dear Sir:

Assignee respectfully request that the Office refund the \$250 fee for the appeal filed July 2, 2007. By paper dated July 31, 2007, the Office withdrew the final Office Action to which the appeal was filed. Based on interviews, it is not expected that a new appeal will be necessary in this application. There is no reason why the Office could not have withdrawn the final Office Action before assignee's appeal, making that fee unnecessary -- indeed, the Office should have done so in response to assignee's Response To Final Office Action dated May 10<sup>th</sup>.

If there are any questions, the undersigned invites the Office to telephone the undersigned.

TACIT NETWORKS, INC.  
by its attorney

Dated: August 30, 2007

/Louis J. Hoffman/  
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